

that the three Russian warships torpedoed are so disabled as to be unseaworthy for the remainder of the war, thus placing the Russian fleet in a state of manifest inferiority.

It is said that members of the council of Ministers expressed astonishment at the alleged negligence of the commanders of the Russian ships in permitting the Japanese to surprise them.

The Japanese Legation announces that Japan has requested China to declare coal contraband of war. The effect of this would be to cut off the main coal supply of the Russian fleet at Port Arthur. The Legation officials add that China's continuance of supplying the Russians with coal would be a breach of neutrality.

NEWS BODES ILL FOR RUSSIAN WARSHIPS

LONDON, Feb. 9.—Naval men in London regard the result of Japan's first attack with torpedo boats on the Russian fleet off Port Arthur as being a staggering one. They point out that Viceroy Alexieff's reference to "mines" obviously means "torpedoes," and say that if the Russian vessels were struck by Whitehead torpedoes they probably have been sunk or are resting on the mud in Port Arthur, in any case hopelessly out of action for a considerable time.

RUSSIAN VICTORY WAS ONLY IMAGINARY

ST. PETERSBURG, Feb. 9.—The announcement of the sinking of eleven Japanese ships and the fact that Port Arthur was in flames was given out in St. Petersburg at 2.30 o'clock this afternoon as official, but investigation showed the report to be untrue.

The only confirmed official communication is that from Admiral Alexieff, issued earlier, announcing that Japanese torpedo boats had made a sudden attack on the Russian squadron in the outer roads of the fortress of Port Arthur, in which the battleships Retvizan and Cesarevitch and the cruiser Pallada had been damaged.

RUSSIA EXCITED BY THE NEWS.

The news that Japan had duplicated her tactics at the opening of the China-Japanese war by a torpedo attack on the Russian ships off Port Arthur created intense excitement. The bare announcement arrived from Viceroy Alexieff at 8 o'clock this morning. Details are anxiously awaited. Extra editions of the morning papers printed early in the forenoon, after the appearance of the Official Messenger, conveyed the intelligence to the population of the capital and dispelled any lingering hopes that war could be averted.

The Czar and his Ministers, who had been informed immediately of the receipt of Viceroy Alexieff's telegram, accepted the gage and prepared to face the reality of war.

His Majesty's manifesto declaring a state of war to exist is expected to be issued to-morrow morning at the latest.

Fervent activity reined at all the Ministries and war preparations were pushed in all directions.

The Russian Red Cross Society already has sent 2,000 beds to the Far East and Sisters of Mercy are leaving.

The temper of the people, which was indicated in the great "personal demonstration" accorded to their Majesties at the Imperial Opera-House yesterday evening, the audience rising and singing "God Save the Czar and Give Him Victory," was further manifested this morning after the arrival of the news from Port Arthur in the crowds of volunteers who besieged the general staff offices.

The naval reserves have been called out.

"WOE BETIDE JAPAN," SAYS RUSSIA.

The action of the Japanese in attacking the Russian fleet without a declaration of war is denounced as an outrage by the Russians generally and the result, instead of discouraging them, seems to have been to furnish the spark necessary to fire Russian patriotism. From the larger centres throughout European Russia comes information that the country is already aroused by the Japanese action in breaking off the negotiations.

Commenting on the address of loyalty from the provincial council of the Government of Yaroslavl, the Novoye Vremya says it indicates the sentiments of the whole Russian people, adding: "WOE BETIDE JAPAN."

The effect on the Bourse, where, it was rumored, the full extent of the fighting at Port Arthur had not been made public, and that the engagement was still progressing, was that a resumption of the panic seemed absolutely inevitable. The market had no support, Imperial 4s falling another point. Lottery bonds were quoted at 36 roubles and bank stocks at 26.

United States Ambassador McCormick was notified this morning that Russia had no objection to the United States looking after Japanese interests in Russia. No current business will be left by M. Kurino, the retiring minister of Japan. Mr. McCormick's principal duties will be to protect the few Japanese subjects who reside in European Russia. There are only twenty of them in St. Petersburg and live in Moscow. But there may be difficulties in Asiatic Russia.

The Associated Press learns that M. Kurino recommended his government, instead of the action taken, to suspend negotiations with Russia and to offer to submit the controversy to The Hague Arbitration Tribunal, but it is believed here that the Japanese feared that on account of the excitement of the people they would not support the government in such a course.

The Russian authorities declare that the Russian response was in Baron Rosen's hands, at Tokyo, and was being translated when Japan's notification of the severance of diplomatic relations arrived.

TOKIO, Feb. 9.—War is on. Both Japan and Russia have taken steps that make further negotiations toward a peaceful settlement impossible.

Russia deliberately precipitated the crisis.

Transports were loaded with troops at Port Arthur and secretly despatched under escort of the fleet to the mouth of the Yalu River. The division, which included 15,000 Cossacks, was landed in Korea.

Japan retaliated by ordering her fleet to Masampo. A file of marines took possession of the Russian merchant vessels in the harbor, including the Shik and Manchuria. Another vessel, which had been chartered and which was then loading with coal and supplies for Port Arthur, was also taken.

RUSSIAN SHIPS SEIZED.

No resistance was offered and the vessels are now under guard. Advances from Nagasaki say that two other Russian vessels were taken outside and were escorted to Sasebo.

The War Department has already issued permits to correspondents. Baron Von Rosen, the Russian Minister, will leave Tokyo Thursday and will sail by the French mail steamer Yana on Friday.

Sixty Japanese transports are now at sea on their way to land troops at various points in Korea from Masampo to Chemulpo. A torpedo-boat is guarding them.

Japan will occupy Seoul at once.

FRANCE WILL NOT HELP OUT RUSSIA.

PARIS, Feb. 9.—At a council of Ministers held at the Elysee Palace to-day under the Presidency of M. Loubet, Foreign Minister Delcasse communicated the news of the first Japanese attack with torpedo boats on the Russian fleet off Port Arthur and announced that the French Minister at Tokyo had been instructed to assure the protection of Russian subjects and their interests in Japan.

The attitude of the French Government in view of the war is now

FIREMEN AT WORK AT THE BROOKLYN FIRE, AT WHICH MANY WERE HURT BY LEAPING FROM WINDOWS.



definitely determined upon. France will maintain neutrality under any and all circumstances, the Franco-Russian alliance being construed as not requiring France to intervene in behalf of Russia even should Great Britain or any other third power intervene in behalf of Japan.

AMERICAN GOVERNMENT INTERFERES IN THE WAR.

WASHINGTON, Feb. 9.—The United States has become involved in the diplomatic tangle surrounding the possible outcome of active hostilities between Russia and Japan by taking the initiative in a demand upon the belligerent nations that the neutrality and integrity of China must be recognized.

In case there should be an international conflict growing out of this war the United States by joining with the other powers in the demand would be compelled to do her share in enforcing it.

The initiative part taken by the United States consists in the sending of an identical note to the most influential of the powers to ascertain if they are willing to join in a notice to Russia and Japan insisting upon the neutrality and integrity of China during hostilities and thereafter. This note, it is said, has been forwarded. Details will not be obtained until all replies have been received.

CAUSED A GREAT SENSATION.

Previous to sending the note there were diplomatic exchanges which are believed to have made Secretary Hay and the President feel justified in expecting that all the responses will be favorable. Next to the report of the beginning of actual hostilities between Japan and Russia the action of the United States is the sensation in diplomatic circles.

In effect it means a notification to Russia that fighting must be confined to Korea, Siberia, Japan and Japanese possessions. There must be no invasion of China. Manchuria must be regarded as neutral ground.

Although the demand will be made upon both the warring nations, it will be directed against Russia, as Japan is not supposed to have any ulterior designs upon Chinese territory.

LINES UP WITH OLD NATIONS.

This action of the Secretary of State lines up the United States with the nations of the Old World other than Russia in demanding that Manchuria be preserved as it is.

Until details are furnished, of course, it will be impossible for the people of the country to know just how far their representatives in Washington have gone. Leaders of both parties want to know more before discussing the matter, but it is regarded as surprising that the United States should take the leading hand, inasmuch as it was thought that the position of this country was thoroughly understood.

AMERICAN FLEET SENT TO CHINA.

Orders will be cabled to-day to Rear-Admiral Evans to send his cruiser squadron, consisting of the Albany, New Orleans, Raleigh and Cincinnati, from Subig Bay to some point in Chinese waters yet to be determined, for the purpose of observing the naval operations. It is expected that the squadron can coal and get under way within two days.

Admiral Evans is expected to keep the battle-ship squadron in Philippine waters throughout the period of hostilities between Russia and Japan. This decision was reached at the Cabinet meeting to-day after long consideration. It has been definitely settled that the cruiser squadron will not go to Port Arthur.

JAPAN SEIZES RUSSIAN MAIL STEAMER MONGOLIA.

LONDON, Feb. 9.—A despatch to Reuters Telegram Company from Shanghai says it is credibly reported that the Russian mail steamer Mongolia, which left Shanghai Sunday, has been captured by the Japanese off Shantung Peninsula.

FRENCH TAKE CHINA FORTS OVER PROTESTS OF BRITISH

LONDON, Feb. 9.—A despatch to Reuters Telegram Company from Tien Tsin says: "A French transport with a battalion of troops from Tonquin is hourly expected at Shan Hai Kwan (off the Gulf of Liao Tung), to garrison the forts which are being vacated by the Russians. It is reported that the Tricolor of France was hoisted there this morning and that the British officer in charge at Shan Hai Kwang protested against the French occupation. At present there is only a single sentry guarding the flag. The British commander here, Brigadier-General Ventris, and his chief of staff proceeded to Shan Hai Kwang this morning."

JAPANESE CITIZENS LEAVE MANCHURIA.

CHEFOO, Feb. 9.—The Japanese residents are leaving Port Arthur. On Monday a steamer took 100 and proceeded to Dalny, thence to Japan. Others are going to China. Admiral Alexieff tried to reassure them and promised protection to their families. Russian officers and foreign merchants are leaving here in fear that the Chinese will rise. War correspondents will use despatch boats. Foreign officers who have been refused permission to accompany the fleet probably will accompany the army.

SEVEN KILLED IN CRASH OF TRAINS

Twelve Other Persons Injured in Collision on Canadian Pacific Due to Disobedience of Orders by Railroad Men.

OTTAWA, Ont., Feb. 9.—A collision occurred near Sand Point early to-day between the "Soo" train going east and a westbound "Soo" train, in which seven persons were killed and twelve injured. The dead, so far as known, are Engineer Joseph Jackson; Express Messenger Robertson and Thompson; News Agent McMullen and three passengers occupying a second-class car, whose names have not been ascertained.

The injured are: Fireman Price, Mail Clerk Black, Engineer Dudley, Fireman Dubois, who is not expected to live; Baggageman Toole, Mail Clerk Beach and six passengers, who were riding in the second-class coach. The extent of their injuries has not been learned.

According to an official statement given out by the Canadian Pacific Company the accident was due to the crew of Train No. 8, westbound, which had orders to meet No. 8 eastbound at Sand Point, failing to remain there until No. 8 arrived.

The accident occurred three and a half miles west of Sand Point. The westbound train passed through Ottawa on a hot day.

CARDINAL SHOCKED BY NEWS OF BIG FIRE.

NEW ORLEANS, Feb. 9.—Cardinal Gibbons has arrived here from Baltimore in company with a party of five priests. The Cardinal left Baltimore on the morning of the fire and was profoundly shocked when he learned the extent of the disaster. He expects to be here ten days.

SUICIDE BY GAS.

Julius Muller, forty years old, committed suicide at his home, No. 1405 Avenue A, to-day by inhaling gas.

To Cure a Cold in One Day Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. E. W. Grove's signature is on each box 25c.

HANNA GETS REST WITH CRISIS NEAR

Doctors Encouraged by Reports of Nurses that Patient Passed a Good Night and After Consultation Find Him Improved.

WASHINGTON, Feb. 9.—Senator Hanna's condition at the time of the consultation of his physicians this afternoon showed marked improvement over that of yesterday—indeed, over that of several days past.

His temperature fell appreciably last night and he slept comparatively quietly for about five hours. The consultation of his physicians was not held so early as had been expected on account of the failure of Dr. Osler, of Baltimore, to arrive at noon. He was delayed by the exigencies of the great fire. At the conclusion of the examination the following bulletin was issued:

"Senator Hanna had a more comfortable night. His temperature at noon was 102, pulse 92. His general condition continues to be good."

Senator Hanna is being given liquid nourishment in the form of Pasteurized milk every three or four hours. His stomach is less irritable than it was yesterday and his condition generally is said by his physicians to be as favorable as is to be expected. It is said that his heart and kidneys are performing their functions well.

After the consultation, Dr. Rixey went directly to the White House where he reported to President Roosevelt and the Cabinet the result of the examination of the Senator's condition. The President expressed himself as greatly gratified at the improvement shown in Senator Hanna's condition. Dr. Rixey manifested conservatism in speaking of the case, but evidently was pleased at the indications of improvement shown. Senator Hanna's condition, however, gives deep concern and the crisis will not be reached for at least twenty-four hours.

If Elmer Dover, his private secretary, is correct in his estimate of the time since the patient first showed symptoms of typhoid, the crisis should come to-morrow night. Should it take place the Senator's physicians have the greatest hope of saving his life, but if, as Mrs. Hanna supposes, the fever was contracted during the time her husband was in New York, it has until a week from Sunday next to run before the turning point can be reached, and in view of the patient's weakened condition generally, his medical attendants are of the opinion that his chances are not so good.

WIFE FACES JURY ON MURDER CHARGE.

Mrs. Lupo, Charged with Shooting Her Husband to Death, Shows No Emotion When Prosecutor Arraigns Her.

Dressed entirely in black, her face heavily veiled, Mrs. Della Lupo walked into the Criminal Branch of the Supreme Court to-day and faced the jury which is to try her for the murder of her husband on Nov. 3 last.

Mrs. Lupo is a woman of more than prepossessing appearance, slender, and slightly above the medium height. She shows no effect of her confinement in the Tombs. Assistant District Attorney Ely, who is conducting the prosecution, was extremely bitter in his opening charge to the jury. He told of how Asbury Morris Lupo, the husband, was shot to death in his home, No. 270 West Fourth street, in November. Four bullet wounds, Mr. Ely said, were found in the dead man's body, any one of which would have been fatal.

Shot in the Back.

One shot in particular was referred to by Mr. Ely, that in the back near the right shoulder. This, he claimed, was sufficient proof that Mrs. Lupo had fired upon her husband from behind. It was jealousy that prompted Mrs. Lupo to commit the crime, maintained the prosecution—jealousy that was unfounded. By her resentment of her husband's actions she caused him to lose his position as salesman for a sewing machine company.

Throughout this severe arraignment the defendant sat unmoved by the side of her counsel, Charles Le Barbier. The only sign of interest in the recital of the crime that brought her into court was a slight pressure of the lips and an occasional glance at the jury and Justice Kenefick, a young judge of Buffalo.

Woman Tried Suicide.

Mr. Ely carefully went over the details of the crime and the events leading up to it. He told of Mrs. Lupo's purchase of laudanum, with which she later tried to kill herself. After her husband's death, Mr. Ely asserted, she came out of her room and said to Mrs. McWilliams, the landlady, that she was "dying."

"My husband is dead and I have taken poison," she said, and she would not leave the room until she had been given the laudanum. When Mrs. McWilliams suggested that the police be notified Mrs. Lupo said: "No, no. Not yet."

These and other incidents tending to establish the crime were related by Mr. Ely to the jury before John B. Ireland, an architect in the Park Row Building, was called as the first witness. Mr. Ely then produced a diagram of the house at No. 270 West Fourth street which had been drawn by Mr. Ireland.

Dr. Otto Schultz, one of the Coroner's physicians, who performed the autopsy on the body, was called next. He testified that he had examined the body of Mrs. Lupo and found that she had been shot in the back near the right shoulder. He quickly controlled herself. On cross-examination Mr. Le Barbier endeavored to show that the bullet wounds could have been self-inflicted.

Mrs. Catherine Christ, of No. 1971 West 42nd street, testified that she had conversations she had with Mrs. Lupo in which the defendant complained of her husband's attitude toward her. Mrs. Christ also said that she once saw a strange man leave Mrs. Lupo's room and slide the door open. She testified that she saw Mrs. Lupo's husband being carried away by a man in a white coat. Upon objection by Mr. Le Barbier this testimony was stricken out.

Threatened to Kill Lupo.

Mrs. Emily Blodgett, of No. 1971 West 42nd street, testified that Mrs. Lupo told her about Mr. Lupo's attentions to other women. She told her she wanted to take a girl out riding, claiming she was his sister. She said: "Mrs. Blodgett, when he gets home I will sit on his knees and hug him and tell him how much I love him, and beg him to leave those other women alone. And if he doesn't, then I'll kill him."

"I said: 'Why wouldn't you do such a thing as that, Mrs. Lupo?' and she said: 'I will if he doesn't leave those other women alone.'"

SHIPPING NEWS.

ALMANAC FOR TO-DAY.
Sun rises, 7.00; sets, 5.20. Moon rises, 1.30.
TIDE TABLE.
High Water. Low Water.
A.M. P.M. A.M. P.M.
Sandy Hook... 2.21 2.43 8.51 9.04
Governor's Island... 2.21 2.43 8.51 9.04
Hell Gate Ferry... 4.14 4.36 10.20 10.39

PORT OF NEW YORK.

ARRIVED.
Mexico... Havana
Palatia... Genoa
Algeria... Genoa
City of Washington... Genoa
Victorian... Port Arthur, Tex.

INCOMING STEAMSHIPS.

DUE TO-DAY.
Columbia, Glasgow. Manitou, London.
Vanderland, Antwerp. Oscar II., Copenhagen.
Victorian, Liverpool. Alene, Hawaii.

OUTGOING STEAMSHIPS.

SAILED TO-DAY.
Master Wilhelm der Neeboche, Savannah.
Grosvenor, Bremen. Alagonia, Charleston.
Liguria, Naples. Alagonia, Charleston.
Boville, Liverpool. Alene, Hawaii.
Yucatan, Colon.

NINE DEAD IN BELLEVUE.

Deaths Occurred To-Day Within Five Hours.
Between the hours of 2.45 and 7.30 this morning there were nine deaths at Bellevue Hospital. This, it is said, exceeds the death rate at that institution, for a like period, of any time within a year.

Of the deaths, three were of pneumonia, three of tuberculosis and three of various diseases. Should this record be kept up for a day of twenty-four hours it would mean that about forty-five deaths would occur in the hospital. It is not expected that such a record will be maintained, however.

SAWS OUT OF JAIL AGAIN.

NEW HAVEN, Feb. 9.—With a list of aliases and regarded as one of the slickest crooks in this part of the country, Frederick Rockwell, twenty-three years old, sawed his way into the jail chapel, leaving a dummy figure in his bed. He broke jail a few years ago in Deer Island and was wanted in New York and Massachusetts for burglary.

CAR PINS COUPLE IN THEIR CARRIAGE

Conveyance of Mr. and Mrs. Badeau Struck by Trolley, Vehicle Smashed and Occupants Hurt by Flying Glass.

The carriage belonging to Mr. and Mrs. B. Badeau, of No. 398 West Ninety-third street, was run down by a car at Columbus avenue and Ninety-third street and both occupants and the driver badly cut and bruised.

Mr. and Mrs. Badeau were at the theatre last night and afterwards attended a late supper. The coachman was driving rapidly, and, thinking the motorman saw him, kept straight ahead. The car struck the cab at the front wheels, knocking John Dun, the coachman, from his seat. His head was badly cut on the pavement and both his wrists were sprained.

The door of the cab was splintered in such a way as to imprison Mr. and Mrs. Badeau. Both were painfully cut by flying glass.

Two policemen saw the accident and called an ambulance. Mr. Badeau refused to make complaint against the motorman and he was not arrested. The injured ones were taken home in an other carriage.

MASS OF SORES

Awful Suffering of a Boy from an Itching Humour.

CURED BY CUTICURA

Not One Square Inch of Skin on His Whole Body Was Unaffected.

"My little son, a boy of five, broke out with an itching rash. Three doctors prescribed for him, but he kept getting worse until we could not dress him any more. They finally advised me to try a certain medical college, but its treatment did not do any good. At the time I was induced to try Cuticura Ointment on him on his ankles, as it was impossible to touch him with the bare hand. There was not one square inch of skin on his whole body that was not affected. He was one mass of sores. The bandages used to stick to his skin and in removing them it used to take the skin off with them, and the screams from the poor child were heart-breaking. I began to think that he would never get well, but after the second application of Cuticura Ointment I began to see signs of improvement, and with the third and fourth applications the sores commenced to dry up. His skin peeled off twenty times, but it finally yielded to the treatment. I used the Cuticura Resolvent for his blood, and now I can say that he is entirely cured, and a stronger and healthier boy you never saw than he is to-day."

ROBERT WATTAM.

4922 Center Ave., Chicago, Ill., Dec. 30, 1897.

No return in six years, Mr. Wattam writes, Feb. 23, 1903.

"Your letter of the 21st in regard to the case of my little boy at hand. I am truly thankful to say that the cure effected by the Cuticura Remedies has been a most thorough and successful cure to date."

Sold throughout the world. Cuticura Resolvent, 50c. per bottle. Cuticura Ointment, 25c. per tin. Cuticura Soap, 10c. per box. Cuticura Remedies, 10c. per box. Cuticura Remedies, 10c. per box.

Send for "How to Cure Every Humour."

CANDY

SPECIAL FOR TUESDAY.
Cocoanut Cream Kisses... 1b. 10c
Chocolate Cream Kisses... 1b. 10c
Molasses Cream Kisses... 1b. 10c
Chocolate Coffee Pecans... 1b. 15c

SPECIAL FOR WEDNESDAY.
Molasses Cream Kisses... 1b. 10c
Chocolate Coffee Pecans... 1b. 15c

A full assortment of favors and novelties for St. Valentine's Day.

Loft 55 BARCLAY ST. COR WEST 5TH ST. 29 CORLAND ST. COR CHURCH

\$1 DOWN, \$1 Balance Weekly or Monthly Payments.

COLUMBIA GRAPHOPHONE, DISC OR CYLINDER.

25,000 Columbia Records in stock. "EHRICH BROTHERS, 6TH AV. AND 23D ST., NEW YORK.

DIED.
DOUGHERTY.—On Feb. 8, at his residence, 317 East 12th st., PATRICK DOUGHERTY, husband of the late Margaret Dougherty.

Funeral Thursday, Feb. 11, at 2 o'clock. Boston papers please copy.

TAYLOR—JAMES R. TAYLOR, beloved husband of late Lizzie, father of Mary and Irene.

Funeral service Tuesday, 8 P. M., at residence, 67 Minton st. Members of Joe Hodge Post, G. A. R., relatives and friends invited. Interment Feb. 10, 2.30 P. M., in Greenwood.

Laundry Wants—Female.

WANTED—First-class flannel washer for the Dakota Steam Laundry, 124th st. and 1st ave.

WANTED—Experienced starchers on collars, cuffs and shirts; wages \$8. Domestic Steam Laundry, 131 12th st., Brooklyn.

WANTED—Wanted for laundry work. Hotel Judson, 52 Washington Square.

FAMILY IRONERS: plain, Clarendon Laundry, 235 10th st.

WANTED—Experienced starchers on collars, cuffs and shirts; wages \$8. Apply Imperial Laundry, 215 Pearl st., Brooklyn.